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7 Attorneys for Defendants Diamond Resorts
International Marketing, Inc. and Darryl Troy Partin

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

2 CAROLINE SCHAEFER, an individual

Plaintiff,

V.

5 DIAMOND RESORTS
6 INTERNATIONAL, INC., a Delaware
7 corporation; DIAMOND RESORTS
8 INTERNATIONAL, LLC, a Nevada
9 limited liability company; DIAMOND
RESORTS INTERNATIONAL
MARKETING, INC., a California
corporation; DARRYL TROY PARTIN, an
individual; ROE BUSINESS ENTITIES I
through X, inclusive; and DOES I through
X, inclusive.

Defendant.

CASE NO. 2:14-cv-01900-GMN-CWH

**STIPULATION AND ORDER TO MOOT
PENDING MOTION TO DISMISS AND
EXTEND TIME TO RESPOND TO
AMENDED COMPLAINT**

3 Plaintiff Caroline Schaefer (“Plaintiff”), through her counsel, Alverson, Taylor,
4 Mortensen, & Sanders, and Defendants DIAMOND RESORTS INTERNATIONAL
5 MARKETING, INC. (“DRI”) and DARRYL TROY PARTIN, (collectively, “Defendants”),
6 through its counsel, Snell & Wilmer L.L.P hereby stipulate and agree as follows:

7 WHEREAS, on November 20, 2014, Defendants filed their Motion to Dismiss (“Pending
8 Motion to Dismiss”) the Original Complaint;

1 WHEREAS, Plaintiff filed an Amended Complaint on December 11, 2014 and a response
 2 to Defendants' Pending Motion to Dismiss on December 12, 2014;

3 NOW THEREFORE, in consideration of the foregoing, to simplify the pending pleadings
 4 before this Court, and for judicial efficiency, IT IS HEREBY STIPULATED AND AGREED,
 5 between the Parties that:

6 1. The Original Complaint is now moot, and the Amended Complaint is now the
 7 operative complaint.

8 2. The Pending Motion to Dismiss is now moot.

9 3. Defendants will respond to the Amended Complaint by January 7, 2015.

10 4. This stipulation is for good cause and not purposes of delay.

11
 12 DATED this 22nd day of December, 2014.

13 **ALVERSON, TAYLOR, MORTENSEN
 14 & SANDERS**

15 By: /s/ Matthew M. Pruitt, Esq.

16 Kurt R. Bonds, Esq.
 17 Matthew M. Pruitt, Esq.
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 21 Attorneys for Plaintiff Caroline Schaefer

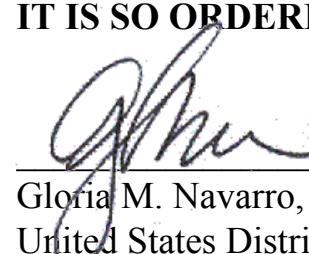
22 DATED this 22nd day of December, 2014.

23 **SNELL & WILMER L.L.P.**

24 By: /s/ Paul Swen Prior

25 Paul Swen Prior, Esq.
 26 Karl O. Riley, Esq.
 27 3883 Howard Hughes Pkwy, Suite 1100
 28 Las Vegas, NV 89169
 29 Attorneys for Defendants

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 31 **IT IS SO ORDERED.**

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 36 Gloria M. Navarro, Chief Judge
 37 United States District Court

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 39 **DATED: 12/23/2014**